

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2002-092063

09/03/2003

HON. DAVID K. UDALL

CLERK OF THE COURT
J. Carlson
Deputy

IN RE THE MARRIAGE OF
LISA A NOVAK

FILED: 09/10/2003

BRIDGET A HUMPHREY

AND

TODD J NOVAK

TODD J NOVAK
2146 W PLATA AVE
MESA AZ 85202

AG-CHILD SUPPORT-EAST VALLEY
OFFICE
ALTERNATIVE DISPUTE
RESOLUTION - CCC

MINUTE ENTRY

Motion to Set and Certificate of Readiness having been filed,

IT IS ORDERED referring this matter to the Court's Alternative Dispute Resolution Office for the appointment of a Judge Pro Tem to conduct a settlement conference. Counsel and/or the Parties will be contacted by ADR to coordinate the setting of the settlement conference, and will subsequently receive a minute entry from ADR with the necessary settlement conference information.

IT IS ORDERED setting this matter for Trial on **February 11, 2004 at 1:30 p.m.** (time allotted: 3 hours) before the Honorable David K. Udall, Southeast Judicial District, Courtroom 404, 222 E. Javelina, Mesa, Arizona.

Each party shall have one-half of the allotted time to present his or her case.

Failure of counsel or of any party to appear at the hearing or to comply with the orders below may result in the imposition of any or all available sanctions authorized by **Rule 6.2**, Local Rules of Superior Court, Maricopa County, including hearing this matter as a default.

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IT IS FURTHER ORDERED:

- The parties shall exchange lists of witnesses, disclosure of the testimony of each witness and exhibits **thirty (30)** days prior to the hearing. At this meeting, the parties and counsel, if any, shall use their best efforts to resolve the issues raised in the petition or motion scheduled for hearing. Absent good cause, exhibits not exchanged will not be admitted, witnesses not listed will not testify, and testimony not disclosed will not be admitted.
- Any objection to the exchanged exhibits shall be filed not later than fifteen (15) days prior to the hearing. Failure to file written objections shall be deemed a waiver of the right to object at the hearing/trial.
- All discovery shall be completed no later than **fifteen (15)** days prior to the hearing/trial.
- The parties shall file the following documents **five (5)** days prior to the evidentiary hearing/trial:
 - a. A Joint Pre-hearing Statement required by **Rule 6.8(b)**, Local Rules of Superior Court, Maricopa County.
 - b. An Affidavit of Financial Information if an affidavit has not been filed within the past six (6) months that is substantially accurate at the time of the hearing.
 - c. If either party believes child support is an issue, a Child Support Worksheet completed pursuant to the Statewide Child Support Guidelines. If a jointly prepared Worksheet is not filed, each party shall file a completed Child Support Worksheet.
 - d. Any written objections to the admission into evidence of exhibits listed and exchanged by an opposing party. Objections that are not made are waived unless the basis for the objection was not known or could not reasonably have been known by counsel or the party making the objection.
 - e. If spousal maintenance is requested, the party requesting spousal maintenance shall prepare a document listing the amount of spousal maintenance requested, the need for spousal maintenance, including a list of monthly expenses, and the factors under A.R.S. § 25-319 justifying the

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amount of spousal maintenance. The document shall be provided to the other party no later than five (5) days prior to the date set for hearing.

- f. If division of debts is at issue, the parties shall prepare and exchange a list of all debts, including creditor's name, amount of debt, monthly payment amount, the reason the debt was incurred and who should pay the debt.

IT IS FURTHER ORDERED that any exhibits to be used at the hearing shall be delivered to the Clerk of this Division **three (3) Court business days prior to the hearing.**

The parties may present to the Court a Stipulation resolving any issues or a stipulated Agreement, with accompanying documents subject to the Court's review for sufficiency, for immediate entry should the entire case be settled.

POSTPONEMENTS AND SCHEDULE CHANGES

Postponements and schedule changes will not ordinarily be granted. Any postponement or change will be granted only in accordance with appropriate rules, based on a showing of good cause, and requires the express written approval of the Court.

**PLEASE NOTE: IMPORTANT INFORMATION RE: VIDEOTAPE
FEE CURRENTLY IN EFFECT**

This is a JAVS courtroom. All videotapes will be provided by the Court, regardless of when the copies are made. A fee of \$20.00 will apply to all copies requested, either on the day of the hearing or for hearings recorded on an earlier date. Forms to request a recording of a proceeding are available in the Self-Service Centers and in the JAVS and FTR courtrooms.

A person requesting a daily copy videotape must complete the appropriate request form and pay the applicable fee at the Self-Service Center. Upon payment of the appropriate fees through the Self-Service Center, a receipt will be issued which shall then be presented to Court staff for preparation of the videotape in the customary manner.

A person wanting a copy of a hearing from a previous occasion must contact Ken Crenshaw at 602-506-7100.

NOTICE: A child should not be brought to the Courthouse to be present during a court proceeding except in the circumstance that the child is to be interviewed by the Judge in chambers or unless the child's presence is otherwise required for the court proceeding. Whenever a child is brought to the Courthouse, it is the responsibility of the party who brings the child to arrange for appropriate care and supervision of the child outside of the courtroom and judicial offices. The duties of Court personnel do not permit them to perform this function.